

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Apr 09, 2020

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

MORRIS BRUCE JACKSON,

Defendant.

No. 1:19-cr-02039-SMJ

**ORDER RESETTING PRETRIAL
CONFERENCE, TRIAL DATE,
AND RELATED CASE
MANAGEMENT DEADLINES**

Pursuant to Eastern District of Washington General Order No. 20-101-4, and in light of the evolving public health crisis caused by the outbreak of the Coronavirus Disease 2019 (COVID-19) and the recently-declared national emergency, the Court finds the interests of justice require the pretrial conference, currently set for April 21, 2020, be **RESET** to June 22, 2020. The Court also finds the resulting delay requires the jury trial, currently set to commence on May 18, 2020, be **RESET** to July 27, 2020. Specifically, the Court finds failing to reschedule the hearing poses an undue risk of transmission of the virus, including to Defendant, counsel, Court staff, law enforcement personnel, and the public at large. Moreover, the impact of public health advisories has reduced the availability of Court staff to conduct the hearing as scheduled.

1 Accordingly, **IT IS HEREBY ORDERED:**

- 2 1. The pretrial conference, currently set for April 21, 2020, is
3 **STRICKEN** and **RESET** to **June 22, 2020 at 9:00 A.M. in Yakima.**
- 4 2. The jury trial, currently set for May 18, 2020, is **STRICKEN** and
5 **RESET** to **July 27, 2020 at 9:00 A.M. in Yakima.** The final pretrial
6 conference will commence at **8:30 A.M.** on the first day of trial.
- 7 3. The Court finds, given the outbreak of the COVID-19 virus, that
8 failing to reschedule the hearing would result in undue risk to
9 Defendant, counsel, law enforcement, Court staff, and the public at
10 large. The Court also finds the impact of public health advisories on
11 the availability of Court staff requires the hearing be rescheduled. The
12 Court, therefore, finds the ends of justice served by resetting the
13 hearing in this matter outweigh the best interest of the public and
14 Defendant in a speedy trial. *See* 18 U.S.C. § 3161(h)(7)(A).
- 15 4. Pursuant to 18 U.S.C. § 3161(h)(7)(A), the Court **DECLARES**
16 **EXCLUDABLE** from **Speedy Trial Act** calculations the period
17 from **April 21, 2020**, the date of the original pretrial conference,
18 through **June 22, 2020**, the date of the rescheduled hearing, as the
19 period of delay required by the interests of justice.
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5. In light of the delay associated with this Order, the remaining case management dates and deadlines in this matter are amended as follows:

	Current Date/Deadline	Revised Date/Deadline
All pretrial motions, including discovery motions, <i>Daubert</i> motions, and motions <i>in limine</i> , filed	April 7, 2020	May 18, 2020
PRETRIAL CONFERENCE <i>Deadline for motions to continue trial</i>	April 21, 2020 9:30 AM - YAKIMA	June 22, 2020 9:00 AM - YAKIMA
CIs' identities and willingness to be interviewed disclosed to Defendant (if applicable)	May 1, 2020	July 13, 2020
Grand jury transcripts produced to Defendant		
Case Agent:	May 1, 2020	July 13, 2020
CIs:	May 1, 2020	July 13, 2020
Other Witnesses:	May 1, 2020	July 13, 2020
Exhibit lists filed and emailed to the Court	May 4, 2020	July 21, 2020
Witness lists filed and emailed to the Court	May 4, 2020	July 21, 2020
Trial briefs, jury instructions, verdict forms, and requested voir dire filed and emailed to the Court	May 4, 2020	July 17, 2020
Exhibit binders delivered to all parties and to the Court	May 5, 2020	July 17, 2020
Delivery of JERS-compatible digital evidence files to the Courtroom Deputy	May 6, 2020	July 21, 2020
Trial notices filed with the Court	May 5, 2020	July 17, 2020
Technology readiness meeting (in-person)	May 6, 2020	July 21, 2020

JURY TRIAL	May 18, 2020 9:00 AM - YAKIMA	July 27, 2020 9:00 AM - YAKIMA
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IT IS SO ORDERED. The Clerk's Office is directed to enter this Order and provide copies to all counsel, the U.S. Probation Office, and the U.S. Marshals Service.

DATED this 9th day of April 2020.



SALVADOR MENDOZA, JR.
United States District Judge